## **DECLARATION AND POWER OF ATTORNEY**

As a below named inventor, I hereby declare that

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

## "BATTERY STORAGE CASE"

Case No, <u>09792909-5341</u> , the	e specification of which	
<u>X</u>	is attached hereto	
(check	was filed on	, as
one)	was filed onApplication Serial No	
Take the second of the second	and was amended on	
one)  Thereby state that I have	and was amended on(if applicabl	e)
I hereby state that I have	ve reviewed and understand the conten	ts of the above identified specification,
including the claims as amende	d by any amendment referred to above	<del>2</del> .
I acknowledge the duty	to disclose to the United States Patent ty of this application in accordance with	t Office all information which is known to me th Title 37, Code of Federal Regulations. 1.56 <sup>1</sup>
before my or our invention ther	eof, or patented or described in any pr	wn or used in the United States of America inted publication in any country before my or hat the same was not in public use or on sale in
the United States of America m been patented or made the subj foreign to the United States of than twelve months prior to this	nore than one year prior to this applicate ect of an inventor's certificate issued be America on an application filed by me is application, and that no application for country foreign to the United States of	tion, and I believe that the invention has not before the date of this application in any country or my legal representatives or assigns more or patent or inventor's certificate on this f America prior to this application by me or my
I hereby claim foreign application(s) for patent or inverse Prior Foreign Application		States Code, §119 of any foreign
Number	Country	Date
P2001-044194	Japan	February 20, 2001
and have also identified below that of the above listed applicat Prior Foreign Application	ion on which priority is claims:	eventor's certificate having a filing date before
Number	Country	Date
,	_	

<sup>&</sup>lt;sup>1</sup> (b) Under this section, information is material to patentability when it is not cumulative to information already of record or beind made of record in the application, and

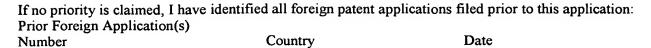
<sup>(1)</sup> It establishes, by itself or in combination with other information, a primafacie case of unpatentability of a claim; or

<sup>(2)</sup> It refutes, or is inconsistent with, a position the application takes in:

<sup>(</sup>i) opposing an argument of unpatentability relied on by the Office, or

<sup>(</sup>ii) asserting an argument of patentability.

A *prima facie* case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the preponderance of evidence, burden of proof standard, giving each term in the claim its broadest reasonable construction consistent with the specification, and before any consideration is given to evidence which may be submitted in an attempt to establish a contrary conclusion of patentability.



I hereby appoint the following attorneys, David W. Maher (Reg. 20,107), Kevin W. Guynn (No. 29,927), Jeffrey F. Craft (Reg. 30,044), David R. Metzger (Reg. 32,919), D. Andrew Floam (Reg. 34,597), Michael Kiklis (Reg. 38,939), Marc E. Hankin (Reg. 38,908), Jordan A. Sigale (Reg. 39,028), Michael A. Molano (Reg. 39,777), Michael T. Marrah (Reg. 40,718), Jean C. Edwards (Reg. 41,728), Raymond J. Ho (Reg. 41,838), Mark H. Krietzman (Reg. 41,128), Jennifer H. Hammond (Reg. 41,814), Vincent Tassinari (Reg. 42,179), Marina N. Saito (Reg. 42,121), John F. Nethery (Reg. 42,928), Alison P. Schwartz (Reg. 43,863), Eric N. Kohli (Reg. 43,726), Matthew M. Catlett (Reg. 44,067), John F. Griffith (Reg. 44,137), Gregory B. Gulliver (Reg. 44,138) Christopher P. Rauch (Reg. 45,034), Francisco A. Rubio-Campos (Reg. 45,358), Brian J. Gill (Reg. P46,727); Donald Carley (Reg. 47,471), Thomas J. Burton (Reg. 47,464) and Shashank Upadhye (Reg. 4,209), with full power of substitution and revocation, to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith and request that all correspondence and telephone calls in respect to this application be directed to

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made son information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section \$1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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Full name of third invent	or	
Inventor's signature Residence Citizenship		Date
Post Office Address		